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Atty Docket: 126339

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert Wodnicki : Group Art Unit: 2834

Serial No.: 10/751,290 : Examiner:

Filed: January 1, 2004

Title: ALIGNMENT METHOD FOR FABRICATION  
OF INTEGRATED ULTRASONIC  
TRANSDUCER ARRAY

Hon. Commissioner of Patents & Trademarks  
Washington, D.C. 20231

**PETITION REQUESTING  
CORRECTED FILING DATE**

Sir:

The Applicant hereby requests that the Commissioner correct the filing date for the above-referenced patent application, which was filed by Express Mail on December 31, 2003, but which has been assigned a filing date of January 1, 2004 (see ORIGINAL copy of Filing Receipt annexed as Exhibit A).

Annexed as Exhibit B is a copy of the New Application Transmittal that was filed with the application on December 31, 2003. The Rule 10 certification states that the papers were being deposited on December 31, 2003. The Mailing Label Number is EV 270963240 US.

For reasons unknown to the undersigned, the Express Mail Label that was returned to the undersigned by the Post Office (hereinafter "Substitute Label") was different than the Express Mail Label sent by the undersigned. The number on the Substitute Label is ER 714348072 US and the handwritten addressee and addressor are not in my handwriting. Much to the undersigned's

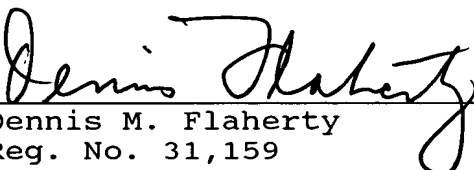
dismay, the In Date on the Substitute Label is January 1, 2004, not December 31, 2003.

Apparently someone at the Post Office filled in a new label and substituted it for the label that accompanied the papers deposited on December 31, 2003. Nevertheless, the Applicant believes that he is still entitled to the December 31, 2003 filing date, which should not be lost because of inexplicable action taken by the Post Office.

Accordingly, the Applicant respectfully requests that this patent application be accorded a filing date of December 31, 2003 and that a corrected Filing Receipt, setting forth that corrected filing date, be issued.

Respectfully submitted,

June 17, 2004  
Date

  
Dennis M. Flaherty  
Reg. No. 31,159  
Ostrager Chong Flaherty &  
Broitman P.C.  
250 Park Avenue, Suite 825  
New York, NY 10177-0899  
(212) 681-0600

CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

June 17, 2004  
Date

  
Dennis M. Flaherty

MS Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NEW APPLICATION TRANSMITTAL**

Transmitted herewith for filing is the patent application of:

Inventor: Robert G. Wodnicki

For (title): ALIGNMENT METHOD FOR FABRICATION OF  
INTEGRATED ULTRASONIC TRANSDUCER ARRAY

**1. Type of Application**

This application is an original application.

**2. Papers Enclosed Herewith**

The following papers required for a filing date under 37 CFR 1.53(b) are enclosed:

<u>12</u>	Pages of specification
<u>4</u>	Pages of claims
<u>1</u>	Page of abstract
<u>4</u>	Sheets of formal drawings

The following additional papers are enclosed:

<u>X</u>	Declaration and Power of Attorney
<u>X</u>	Assignment
<u>X</u>	Check in amount of \$896.00
<u>X</u>	Designation of Address for Receipt of Patent Office Correspondence
<u>X</u>	Information Disclosure Statement
<u>X</u>	Form PTO-1449 (modified)
<u>X</u>	One Reference

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**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this New Application Transmittal and the documents referred to as enclosed herewith are being deposited with the United States Postal Service on this date December 31, 2003 in an envelope as "Express Mail Post Office to Addressee", Mailing Label Number EV 270963240 US, addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Reg. No. 31,159

  
Signature of Person Mailing Paper

Dennis M. Flaherty  
Name of Person Mailing Paper

**3. Filing Fee Calculation**

The filing fee has been calculated as follows:

Basic fee for large entity		\$770
Total claims in excess of 20	(= 0) × \$18	0
Total independent claims in excess of 3	(= 1) × \$86	\$86

Basic Filing Fee Due: \$856

**4. Fee Payment Being Made at This Time**

<u>X</u>	Basic filing fee	\$856
<u>X</u>	Fee for recordation of assignment	\$40

Total Fees Enclosed: \$896

**5. Method of Payment of Fees**

A check in the amount of \$896.00 is enclosed to cover the aforementioned basic filing fee.


**6. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge any underpayment of fees required for the filing of this application, or credit any overpayment, to Deposit Account No. 15-0699.

The Commissioner is also hereby authorized, at any time during the pendency of this application, to charge any payment of fees required to maintain the pendency of this application to Deposit Account No. 15-0699.

**7. Address for Receipt of Patent Office Correspondence**

All correspondence relating to this application should be sent to the undersigned attorney.

  
Dennis M. Flaherty  
Reg. No. 31,159  
Ostrager Chong & Flaherty LLP  
825 Third Avenue, 30th Floor  
New York, NY 10022-7519  
Tel. No.: (212) 826-6565

Customer Copy  
1 and 2-5 September 2002

EXHIBIT A



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